

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINES AND MINERALS - Authorization of Certain officers under the Mines and Minerals (Development and Regulation) Act 1957 - Notifications - Issued.

=====

INDUSTRIES & COMMERCE (MINES-III) DEPARTMENT

G.O.Ms.No.5

Dated:16.02.2021

Read the following:

- 1.G.O.Ms.No.41, G.A. (Cabinet.II) Dept, Dt:09.05.2020.
- 2.G.O.Ms.No.54, G.A. (Cabinet.II) Dept, Dt:18.06.2020.
- 3.G.O.Ms.No.60, G.A. (Cabinet.II) Dept, Dt:03.07.2020.
- 4.G.O.Ms.No.69, Ind. & Com. (Mines-II) Dept., Dt:23.10.2020.
- 5.DMG e-office file.INC04-26024/23/2020/Sand Section-DMG.

O R D E R:-

In the G.Os 1st and 2nd read above, Government have created a new Wing called "Special Enforcement Bureau" as part of General Administration Department to enforce stoppage of illicit distillation, bottling and curb smuggling of alcohol and also to control illegal sand mining.

2. In the G.O. 3rd read above, Government have made amendments to AP Government Business Rules, 2018, wherein Sand mining policy was included within the preview of Special Enforcement Bureau.

3. Government, vide G.O. 4th read above, have issued amendments to APMMC Rules 1966 authorizing SHO (Special Enforcement Bureau), concerned, Enforcement Superintendent, Division (concerned) and Additional Superintendent of Police (Special Enforcement Bureau), Unit (concerned) duly including them under item (f) of sub rule 16 of Rule 9 (B).

4. The Director of Mines & Geology, vide e-file 5th read above, keeping in view the request of the Commissioner, SEB, has sent proposals to Government requesting for authorizing class of the officers of Special Enforcement Bureau and Police Department of the rank of Sub-Inspector and above, under Sections 22, 23, 23-A, 23-B & 24 of MM(D&R) Act 1957 (Act) and relevant Rules in the matters relating to Sand through a notification to be issued by the Competent Authority in Government.

5. Government, after careful examination of the proposal submitted by the Director of Mines and Geology, Andhra Pradesh, vide e-file 5th read above, have decided to authorize class of the officers of Special Enforcement Bureau and Police Department as proposed.

6. Accordingly, the following Notifications will be published in an Extra Ordinary issue of Andhra Pradesh Gazette, Dt.16.02.2021.

P.T.O.

NOTIFICATION – I

In exercise of the powers conferred under section 22 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), as amended from time to time, the Governor of Andhra Pradesh hereby authorizes the following officers in addition to the Assistant Director of Mines & Geology to make complaint in writing upon which the court shall take cognizance of any offense punishable under the Act or any Rules made there under in the matters pertaining to the Sand.

Any officer of Sub-Inspector rank and above of Special Enforcement Bureau and Police Department.

NOTIFICATION – II

In exercise of the powers conferred under section 23-B of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), as amended from time to time, the Governor of Andhra Pradesh hereby authorizes the following Gazetted officers in addition to the Assistant Director of Mines & Geology has reason to believe that any mineral has been raised in contravention of the provisions of the Act or Rules made thereunder or any document or thing in relation to such mineral is secreted in any place or vehicle, he/she may search for such mineral, document or thing and the provisions of section 100 of the Code of Criminal Procedure, 1973 shall apply to every such search in the matters pertaining to the Sand.

Any Gazetted officer of Special Enforcement Bureau and Police Department.

NOTIFICATION – III

In exercise of the powers conferred under section 24 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957), as amended from time to time, the Governor of Andhra Pradesh hereby authorizes the following officers in addition to the Assistant Director of Mines & Geology, for the purpose of ascertaining the position of the working, actual or prospective, of any mine or abandoned mine or for any other purpose connected with the Act or the Rules made thereunder in the matters pertaining to the Sand.

Any officer of Sub-Inspector rank and above of Special Enforcement Bureau and Police Department.

The authorized officers under the section 24 of the Mines and Minerals (Development and Regulation) Act, 1957 (Central Act 67 of 1957) may

- (a) enter and inspect any Sand quarry;
- (b) survey and take measurements in any such sand quarry;
- (c) weigh, measure or take measurements of the stocks of minerals lying at any sand quarry;

P.T.O.

::3::

- (d) examine any document, book, register, or record in the possession or power of any person having the control of, or connected with, any mine and place marks of identification thereon, and take extracts from or make copies of such document, book, register or record;
- (e) order the production of any such document, book, register, record, as is referred to in clause (d); and
- (f) examine any person having the control of, or connected with, any sand quarry.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVT (MINES)

To

The Commissioner Printing, Stationery & Purchase, Govt. Press, Vijayawada
(with a request to publish the above notification and send 200 copies each to the Government as well as to the Director of Mines & Geology, A.P., Ibrahimpatnam)

Copy to:

The Director of Mines & Geology, A.P, Ibrahimpatnam.
The VC&MD, APMDC, Kanuru, Vijayawada.
The Commissioner, Special Enforcement Bureau, AP., Vijayawada.
All the District Collectors in the State of A.P.
All the SPs in the State.
All the District Treasury Officers in the State of A.P.
The Director, Treasuries & Accounts, A.P., Vijayawada.
The Pay and Accounts Officer, Vijayawada.
The Accountant General of Andhra Pradesh, Vijayawada.
The P.S. to Hon'ble Deputy Chief Minister for Revenue.
The P.S. to Hon'ble Minister for PR & RD and Mines & Geology.
The P.S. to Hon'ble Minister for Water Resources (Irrigation).
The P.S. to Hon'ble Minister for Finance & Planning.
The P.S. to Hon'ble Minister for Home.
The P.S. to Hon'ble Minister for Housing.
The P.S. to Prl. Secretary to Govt. (Mines).
The General (SEB) Administration Department.
The Law (H) Department.
The Finance (FMU-REV-I&C) Department.
SF/SC (Comp.No.1275572)

//FORWARDED BY ORDER//

SECTION OFFICER

